

**ASSEMBLY BILL**

**No. 1419**

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**Introduced by Assembly Member Smyth**

February 27, 2009

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An act to amend Section 35700 of the Education Code, relating to school districts.

LEGISLATIVE COUNSEL'S DIGEST

AB 1419, as introduced, Smyth. School districts.

Existing law provides that an action to reorganize one or more school districts is initiated upon the filing of a petition with the county superintendent of schools signed by specified persons.

This bill would make several technical, nonsubstantive changes to those provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. Section 35700 of the Education Code is amended  
2     to read:  
3     35700. An action to reorganize one or more districts is initiated  
4     upon the filing; *of a petition* with the county superintendent of  
5     schools, ~~of a petition to reorganize one or more school districts~~  
6     signed by any of the following:  
7     (a) At least 25 percent of the registered voters residing in the  
8     territory proposed to be reorganized if the territory is inhabited.  
9     ~~Where~~ *If* the petition is to reorganize territory in two or more school

1 districts, the petition shall be signed by at least 25 percent of the  
2 registered voters in that territory in each of those districts.

3 (b) A number of registered voters residing in the territory  
4 proposed to be reorganized, equal to at least 8 percent of the votes  
5 cast for all candidates for Governor at the last gubernatorial election  
6 in the territory proposed to be reorganized, ~~where~~ *if* the affected  
7 territory consists of a single school district with over 200,000  
8 pupils in average daily attendance and the petition is to reorganize  
9 the district into two or more districts.

10 (c) The owner of the property, provided that territory is  
11 uninhabited and the owner thereof has filed either a tentative  
12 subdivision map with the appropriate county or city agency or an  
13 application for any project, as defined in Section 21065 of the  
14 Public Resources Code, with one or more local agencies.

15 (d) A majority of the members of the governing boards of each  
16 of the districts that would be affected by the proposed  
17 reorganization.